

E-FILED on 9/8/08

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

In re MARVELL TECHNOLOGY GROUP  
LTD. SECURITIES LITIGATION

This Documents Relates To:

All Actions

No. C-06-06286 RMW


ORDER TAKING LEAD PLAINTIFFS'  
MOTION TO MODIFY THE PSLRA STAY  
UNDER SUBMISSION WITHOUT ORAL  
ARGUMENT

[Re Docket No. 221]

Scheduled for hearing on September 12, 2008 is lead plaintiffs' motion for partial modification of the stay imposed by the Private Securities Litigation Reform Act ("PSLRA"). Pursuant to 15 U.S.C. § 78u-4(b)(3)(B), discovery is presently stayed pending the court's ruling on defendants' motions to dismiss heard February 15, 2008. Section 78u-4(b)(3)(B) provides for an automatic stay of discovery and other proceedings during the pendency of a motion to dismiss "unless the court finds upon the motion of any party that particularized discovery is necessary to preserve evidence or to prevent undue prejudice to that party." Lead plaintiffs' motion seeks a modification of the stay pursuant to this provision. Defendants oppose the motion on the grounds that it is inapplicable, as there is no imminent risk that discovery will be lost and that plaintiffs will not suffer any undue prejudice.

1 Having reviewed the parties' papers, the court does not believe that oral argument is  
2 necessary. Accordingly, the matter shall be deemed submitted on the papers. *See* Civil L.R. 7-1(b).  
3 Should the court later decide that it would benefit from oral argument, the parties will be notified.

4  
5 DATED: 9/8/08

  
RONALD M. WHYTE  
United States District Judge

United States District Court  
For the Northern District of California

1 Notice of this document has been electronically sent to:

2 **Counsel for Plaintiffs:**

3 Julie Juhyun Bai	jbai@bermanesq.com
Christine Bartholomew	cbartholomew@finkelsteinthompson.com
4 Stuart L. Berman	sberman@sbtclaw.com
Michael David Braun	service@braunlawgroup.com
5 Stephanie L. Dieringer	sldieringer@huletharper.com
Donald J. Enright	dje@ftllaw.com
6 Steven Elliott Fineman	sfineman@lchb.com
Lawrence Timothy Fisher	ltfisher@bramsonplutzik.com
7 Linda M. Fong	lfong@kaplanfox.com
Lesley Ann Hale	lhale@bermanesq.com
8 Blake M. Harper	Bmh@huletharper.com
Christopher T. Heffelfinger	cheffelfinger@bermanesq.com
9 Laurence D. King	lking@kaplanfox.com
Joseph C. Kohn	jkohn@kohnswift.com
10 Elisa P. Laird	elaire@finkelsteinthompson.com
Nicole Catherine Lavallee	nlavallee@bermanesq.com
11 Bruce W. Leppla	bleppla@lchb.com
James Christopher Magid	jmagid@bermanesq.com
12 Mark Cotten Molumphy	mmolumphy@cpmlegal.com
Alan R Plutzik	aplutzik@bramsonplutzik.com
13 Kathryn Anne Schofield	kschofield@bramsonplutzik.com
Denis Francis Sheils	dsheils@kohnswift.com
14 Joseph J. Tabacco, Jr	jtabacco@bermanesq.com
Sarah Pickeral Weber	sweber@huletharper.com

15 **Counsel for Defendants:**

16 Jennie L. Wang	jenniewang@quinnemanuel.com
17 Jessica L. Grant	jgrant@tcolaw.com
Michele Hirshman	mhirshman@paulweiss.com
18 Nicholas George Campins	ncampins@tcolaw.com
Stephen E. Taylor	staylor@tcolaw.com
19 Steven B. Rosenfeld	srosenfeld@paulweiss.com
Theodore V. Wells	twells@paulweiss.com
20 Timothy S. Martin	tmartin@paulweiss.com
Boris Feldman	boris.feldman@wsgr.com
21 Caroline McIntyre	cmcintyre@be-law.com
Steven Mark Schatz	sschatz@wsgr.com
22 Gregory Lewis Watts	rbrown@wsgr.com
Laurence Andrew Weiss	kris.elder@hellerehrman.com

23 Counsel are responsible for distributing copies of this document to co-counsel that have not  
24 registered for e-filing under the court's CM/ECF program.

26 **Dated:** 9/8/08

/s/ MAG  
Chambers of Judge Whyte